

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, NOVEMBER 14, 19 78

CITY OF FORT WAYNE INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council

Chambers Tuesday evening November 14 A.D., 19 78, in
Regular Session. President Samuel J. Talarico in the chair,
and Charles W. Westerman Clerk, at the desk, present the following

members _____ viz: 7/2

BURNS ✓, HINGA A, HUNTER A,

MOSES ✓, NUCKOLS ✓, DONALD SCHMIDT ✓,

VIVIAN SCHMIDT ✓, STIER ✓, TALARICO ✓,

ABSENT _____

COUNCILMAN _____, _____, _____,
_____, _____, _____, _____,

The invocation was given by _____

Received report from the City Controller for the month of September,
19 78. Motion made and carried that report be made a matter of record and placed
on file.

The minutes of the last Regular October 24, 19 78,
_____, 19 _____,

Special _____, 19 _____,

Session having been delivered to the Council, were, on motion, approved and
published.

CITY CONTROLLER'S AND CITY TREASURER'S MONTHLY FINANCIAL STATEMENT

DATE

1971

CHARLES W. WESTERMAN

CITY CONTROLLER'S
RECORD

FUND	BEGINNING	RECEIPTS	TOTAL	DISBURSED	DISBURSED	TOTAL
	BALANCE	FOR MONTH	BALANCE AND RECEIPTS	TO DATE	FOR MONTH	BALANCE
GENERAL FUND	1,036,402.22	825,395.99	1,861,798.21	11,634,932.48	1,241,771.07	12,876,703.55
CIVIL CITY PAYROLL FUND-1978	147,595.75	1,315,125.64	1,462,625.40	11,066,133.90	1,263,555.47	10,332,420.27
UTILITIES-ELECTRIC	563.12	2,117,360.75	2,117,923.87	23,383,647.52	2,050,623.85	21,332,000.42
UTILITIES-ATER	54,821.56	1,606,774.99	1,661,595.55	11,287,447.61	1,495,733.95	12,776,601.36
UTILITIES-SEWER	41,582.14	4,613,242.19	4,654,224.32	33,159,650.70	3,328,251.12	36,552,058.82
CIVIL CITY PAYROLL FUND-1977	0.00	0.00	0.00	5,424,364.63	0.00	5,424,364.63
COOPER TRUST FUND	35.93	0.00	35.93	114,950.32	0.00	114,950.32
R-51 ANTHONY WAYNE BANK	6,271.54	9,500.00	15,771.54	110,245.75	0.00	110,245.75
REDEVELOPMENT/1/2% MAIN ST. PROJ.	30,222.25	200,500.00	230,722.25	2,453,213.11	175,974.00	2,501,747.11
CETA	659,714.03	1,996,187.11	2,655,001.14	11,251,474.34	1,046,217.00	12,447,751.14
AVIATION	20,222.50	661,14,25	811,925.59	2,890,601.57	525,913.57	3,406,317.44
PARK GENERAL	6,25,15.15	522,221.25	643,335.37	5,600,13.34	625,675.93	5,255,555.31
PARK TRUST	5,708.30	161,673.36	187,381.66	641,380.73	194,092.56	835,463.29
REDEVELOPMENT GENERAL	19,279.17	6,234.47	27,789.64	40,544.41	8,781.42	45,325.23
R-53 REVOLVING FUND	2,633.01	12,423.32	15,116.33	70,715.50	6,122.48	74,597.50
REDEVELOPMENT DIST. FUND FUND	25,171.47	10,555.00	35,726.47	215,326.50	0.00	215,326.50
WICHT VET. HIGHWAY FUND	674,235.02	159,56.72	934,155.74	2,037,206.49	144,275.15	2,203,482.64
CE FOR SELFIE	5,12,15.17	11,71,00	73,3,15.17	27,344.43	23,4,15.16	31,440.12
E.E.C.C.-70% CONTRACT	16,275.59	10,653.00	26,9,15.59	50,823.98	5,692.98	25,417.58
PARKING ADMINISTRATION	11,391.21	23,87,71	133,765.92	15,43,56	17,497.20	202,541.74
PUBLIC LISTING	21,255.81	2,240.00	23,495.81	41,442.72	4,42,442.72	23,442.71
REVENUE SHARING TRUST FUND	1,252,15.71	305.49	1,252,177.10	3,591,73,26	164,45,58	1,045,727.51
L.P.-II	186,636.02	272,541.00	458,77.02	1,47,395.94	312,10,07	2140,551.5
ANTI RECESSION - P-10	4,11,15.15	4,41,36	8,54,51	12,54,51	2,4,51	17,54,51
HUMAN TRUST	13,777.24	1,780.00	15,557.24	12,265.09	0.00	12,265.09
LOCAL ROAD & STREETS	345,125.43	1,055,77.02	1,101,724.55	1,97,725.35	159,04,17	2,185,317.52
MUNICIPAL UTILITIES PENSION	10,655.55	5,125.65	15,325.24	63,461.18	5,275.64	74,736.57
FIREF PENSION FUND	130,086.54	73,87,00	103,956.54	973,943.95	127,475.44	1,191,460.20
POLICE PENSION FUND	213,029.77	74,14,00	137,725.77	1,040,551.17	135,071.64	1,155,522.42
SALARIAL OFFICER'S PENSION	11,222,44	4,12,47,37	15,4,47,31	52,022,40	5,452,71	67,475,11
REDEVELOPMENT DISTRICT CAPITAL	4,798.67	329,929.16	334,726.93	1,087,927.10	207,997.07	1,305,924.17
CUMULATIVE CAPITAL IMPROVEMENT	264,121.27	0.00	264,121.27	237,437.12	752.30	238,139.42
FINE ARTS FOUNDATIONS	7,916.01	1,550.00	9,466.01	15,201.00	7,750.00	22,554.00
ACCIDENT REPORT ACCOUNT	10,451.25	2,380.00	12,841.25	15,575.27	1,483.65	17,157.92
PAYROLL PENSION FUND	0.00	267,127.91	267,127.91	2,085,553.09	267,127.91	2,332,531.00
CRIME & EVILUTION BUREAU TRUST	0.00	0.00	0.00	48,50	0.00	48,50
FT. WAYNE FIREFIGHTING FUND	75,282.17	31,975.50	107,256.67	22,851.30	13,152.91	96,014.21
PARK CUMULATIVE BLD. FUND	63.29	172,245.14	172,308.45	174,500.00	172,000.00	346,900.00
INDIANA A-14 REDEVELOPMENT	8,729.25	0.00	8,729.25	28,365.06	0.00	28,365.06
ONIUS CHI E CNTROL	21,652.99	0.00	21,652.99	117,954.44	5,377.88	117,432.92
CETA PAYROLL FUND	133,755.51	0.00	133,755.51	3,054,351.81	0.00	3,054,351.81
JUNK CAR FUND	11,845.72	132.00	11,945.25	5,955.01	0.00	5,955.01
CATA REVOLVING FUND	629.63	23.00	652.43	69,962.37	0.00	69,962.37
FIRE PENSION FUND - 5/1/77	10,342.24	900.00	11,241.24	1,698.51	0.00	1,698.51
POLICE PENSION FUND - 5/1/77	12,473.96	2,200.00	14,273.96	22,764.89	0.00	22,764.89
STREET FUND FUND/1975	525,943.34	0.00	525,943.34	100,000.00	0.00	100,000.00

CITY CONTROLLER'S & CITY TREASURER'S FINANCIAL STATEMENT

SEPTEMBER, 1978

INVESTMENTS	BEGINNING BALANCE	RECEIPTS FOR MONTH	TOTAL BALANCE & RECEIPTS 1978	TOTAL DISBURSED 1978	DISBURSED FOR MONTH	TOTAL DISBURSED	CONTROLLER'S ENDING BALANCE
(12) UTILITIES, ELECTRIC	2,100,000.-	1,450,000.-	650,000.-	14,400,000.	750,000.	15,150,000.	1,400,000.
(13) UTILITIES, WATER	1,550,000.-	900,000.	650,000.-	5,450,000.	550,000.	6,000,000.	1,200,000.
(14) UTILITIES, SEWER	4,250,000.-	3,900,000.	350,000.-	23,750,000.	2,750,000.	26,500,000.	3,100,000.
(18) W. MAIN ST. PROJECT/RED.	1,200,000.-	200,000.	1,000,000.-	2,200,000.	175,000.	2,375,000.	1,175,000.
(20) AVIATION	641,530.-		641,530.-	1,791,530.		1,791,530.	641,530.
(21) PARK GENERAL	700,000.-	700,000.		2,565,000.	300,000.	2,865,000.	300,000.
(22) PARK TRUST	214,000.-		214,000.-	574,000.	130,000.	704,000.	344,000.
(26) REDEVELOPMENT DIST. BOND	156,500.		156,500.	156,500.		156,500.	156,500.
(28) M.V.H.				200,000.		200,000.	
(34) REV. SHARING				1,275,000.		1,275,000.	
(38) LOCAL ROAD & STREETS				600,000.		600,000.	
(43) AVIATION/SMITH FIELD	358,470.		358,470.	710,445.		710,445.	358,470.
(44) REDEVELOPMENT DIST. CAPT.	325,000.	325,000.		800,000.	200,000.	1,000,000.	200,000.
(55) PARK CUM. CAPT.	168,900.	168,900.		174,900.	172,000.	346,900.	172,000.
(99) INVESTMENTS	7,125,000.	3,175,000.	3,950,000.	23,684,000.	5,098,000.	28,782,000.	9,048,000.
(80) STREET BOND				100,000.		100,000.	
TOTALS	18,789,400.	10,818,900.	7,970,500.	78,431,375.	10,125,000.	88,556,375.	18,095,500.

CITY CONTROLLER'S AND CITY TREASURER'S CITY FINANCIAL STATEMENT

MONTH OF SEPTEMBER, 1978

FUND	BEGINNING	RECEIPTS	TOTAL	DISBURSED	DISBURSED	TOTAL	CONTROLLER'S
	BALANCE	FOR MONTH	BALANCE AND RECEIPTS	TO DATE	FOR MONTH	DISBURSED	BALANCE
STREET FUND RETIREMENT	24,477.92	27,800.00	3,322.12	150,914.74	0.00	150,914.74	3,322.92
CD&G DISCRETIONARY	28,833.72	110,882.76	82,047.51	364,016.58	153,103.32	317,209.51	71,054.40
TITLE XX - CD&G	254.04	0.00	254.04	3,123.34	0.00	3,123.34	254.04
FEDERAL REVOLVING FUND	19,219.87	34,333.93	53,553.80	96,267.19	25,365.22	122,252.40	28,169.89
COMMUNITY RENEWAL PROGRAM	4,815.85	0.00	4,815.85	10,362.98	162.95	10,525.83	4,978.80
E.D.A. GRANT	35,687.52	26,750.00	62,437.52	53,831.68	12,040.93	65,372.51	50,356.69
COMMUNITY DEVELOPMENT GRANT	79,253.29	114,754.03	35,500.74	562,177.91	8,443.51	570,621.49	27,057.23
SENIOR CITIZENS CENTER	16,175.41	6,940.00	23,115.41	20,624.59	1,620.42	22,256.91	21,434.59
RECREATIONAL SUPPORT PROGRAM	12,996.73	0.00	12,996.73	15,470.73	8,730.73	24,201.43	4,266.00
BARF ST. RIVERBANK IMP.-CD&G	0.00	0.00	0.00	1,304.60	0.00	1,304.60	0.00
INVESTMENTS	7,325,000.00	3,175,000.00	4,150,000.00	24,834,000.00	14,898,000.00	29,732,000.00	9,048,000.00
LAND SALE - SMITH FIELD	0.09	0.00	0.09	710,445.00	0.00	710,445.00	0.09
EMS TRUST FUND	435.91	0.00	435.91	9,581.59	125.00	9,706.59	310.91
LR & S SPEC.DISTRIBUTION FUND	959,511.70	0.00	959,511.70	0.00	959,511.70	959,511.70	0.00
LRV SPEC.DIST.FUND	113,906.58	62,677.24	196,583.82	214,868.21	33,763.84	250,632.65	162,319.58
CORRECTION CENTER-LAND	328,480.00	0.00	328,480.00	0.00	0.00	0.00	328,480.00
CETA PAYROLL FUND 1978	120,245.89	771,243.86	891,489.75	2,075,658.12	726,400.03	2,802,058.15	165,089.72
CIVIC CTR. RED.BLK. I & III	993,541.00	915,173.00	1,908,014.00	996,159.00	4,697.00	910,856.00	1,604,317.00
TOTALS	168,655.48	22,280,674.09	22,449,329.57	162,788,698.49	20,754,471.90	183,533,776.39	1,694,857.67

ADJUSTMENTS (EXPLAIN FULLY)

BALANCE (COL. 7 MUST AGREE WITH COL. 8)

President of the Common Council
City of Fort Wayne, Indiana

MADE A MATTER OF RECORD
10/10/84 CHARLES W. WESTERMAN, CITY CLERK
DATE

Gentlemen:

Attached hereith are authinticated copies of the Board
of Public Safety Regulatory Resolution Number: 58/78/D

For the purpose of enforcement, please make this communication
and the attached Regulatory Resolution a matter of record and
incorporate it into the minutes of the next Common Council
Meeting.

Respectfully submitted,

Terry Coonan

Terry Coonan, Chairman
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 58/78/D)

I hereby certify that I did this 24th day of
October, 1978 deliver to each, the City Traffic
Engineer, the Chief of Police, the City Attorney, The City
Clerk and the President of the Common Council of the City
of Fort Wayne, Indiana, respectively, a copy of the within
Regulatory Resolution No. 58/78/D of the Board of Public
Safety of the City of Fort Wayne, duly certified by me as
Chairman,
~~Secretary~~ of said Board, in accordance with the provisions
of Section¹⁷⁻⁴(a) of Chapter 17 Municipal Code of the City
of Fort Wayne, Indiana 1946, as amended by General Ordin-
nance G-55, adopted FEB. 14, 1961.

Terry Coonan

CHAIRMAN
~~EXECUTIVE SECRETARY~~

REGULATORY RESOLUTION NO. 58/78/D

(Adopted October 24, 19 78.)

WHEREAS, Section 17-4(a) (2), Chapter 17, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55, adopted FEB. 14, 1961, authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

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WHEREAS, Section 121 of said chapter as so amended delegates to this Board authority to 14: PREFERENTIAL INTERSECTION (DELEGATED) 121: NO PARKING 7:00 AM-4:00 PM SCHOOL DAYS ONLY (DELEGATED)

; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated October 23, 19 78, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority delegated to this

14

Board by Section 121 of Chapter 17, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14. 1961. it is hereby

ordered, effective October 24, 19 78, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

NO PARKING 7:00 AM - 4:00 PM SCHOOL DAYS ONLY (DELEGATED)

Glencairn Dr. -- both sides -- from Fairlawn Pass to Thames Dr.

PREFERENTIAL INTERSECTION (DELEGATED)

Woodstock Dr. -- preferential -- at Devon Dr.

MADE A MATTER OF RECORD
CHARLES W. WESTERMAN, CITY CLERK
DATE 11-14-78

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Number: 59/78/E

For the Purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

Terry Coonan
Terry Coonan, Chairman
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 59/78/E)

I hereby certify that I did this 26th day of
October, 1978 deliver to each, the City Traffic
Engineer, the Chief of Police, the City Attorney, The City
Clerk and the President of the Common Council of the City
of Fort Wayne, Indiana, respectively, a copy of the within
Regulatory Resolution No. 59/78/E of the Board of Public
Safety of the City of Fort Wayne, duly certified by me as
Secretary of said Board, in accordance with the provisions
of Section 20 (a) of Chapter 31, Municipal Code of the City
of Fort Wayne, Indiana 1946, as amended by General Ordin-
ance G-55, adopted FEB. 14, 1961.

Jerry Coonan
CHAIRMAN
XXXXXXXXXXXXXX

REGULATORY RESOLUTION NO. 59/78/E

(Adopted October 26, 19 78)

WHEREAS, Section 17-4(a) (3), Chapter 17 . Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No.G -55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to 90 MINUTE PARKING 8 A.M. TO 6 P.M. (EMERGENCY);
NO PARKING (EMERGENCY)

; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated October 26, 19 78, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 7-4(a) (3) of Chapter 17 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G -55 adopted FEB. 14. 1961. to make experimental regulations to cover special conditions, it is hereby ordered, effective October 26, 19 78, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

90 MINUTE PARKING 8 A.M. TO 6 P.M. (EMERGENCY)

Forest Avenue -- north side -- from Anthony Blvd. to Kensington Blvd.
Kensington Blvd. -- both sides -- from Forest Avenue to East State Blvd.

NO PARKING (EMERGENCY)

Forest Avenue -- south side -- from Anthony Blvd. to Kensington Blvd.

10-14-78
DATE MADE A MATTER OF RECORD
CHARLES W. WESTERMAN, CITY CLERK

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Number: 60/78/E.

For the Purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

Terry Coonan

Terry Coonan, Chairman
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 60/78/E)

I hereby certify that I did this 31st day of
October, 19 78 deliver to each, the City Traffic
Engineer, the Chief of Police, the City Attorney, The City
Clerk and the President of the Common Council of the City
of Fort Wayne, Indiana, respectively, a copy of the within
Regulatory Resolution No. 60/78/E of the Board of Public
Safety of the City of Fort Wayne, duly certified by me as
Secretary of said Board, in accordance with the provisions
of Section 7-4(a) of Chapter 17, Municipal Code of the City
of Fort Wayne, Indiana 1946, as amended by General Ordin-
nance G-55, adopted FEB. 14, 1961.

Jerry Coonan

CHAIRMAN
EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO. 60/78/E

(Adopted October 31, 1978)

WHEREAS, Section 7-4(a) (3), Chapter 17, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REGULATORY RESOLUTION 46/78/E:

STOP INTERSECTION (EMERGENCY)

;

WHEREAS, the City Traffic : Engineer has, by written memorandum dated October 26, 19 78, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 7-4(a) (3) of Chapter 17 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective October 31,

19 78, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Thompson Ave. --stop-- for Swinney Ave.



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

william t. hinga

councilman, 3rd district

DATE 10/14/78 MADE A MATTER OF RECORD
CHARLES W. WESTERMAN, CITY CLERK

November 9, 1978

To the Common Council
Fort Wayne, IN

Gentlemen and Mrs. Schmidt:

I will be unable to attend the meetings of November 14 & 21, & 28, 1978, of Common Council, because I shall be out of town.

Sincerely yours,

William T. Hinga
Councilman, 3rd District



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
city plan commission

DATE 11-14-78 MADE A MATTER OF RECORD
CHARLES W. WESTERMAN, CITY CLERK

27 October 1978

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of a dedicated utility easement.

The proposed ordinance is designated as:

BILL NO. G-78-09-50

Respectfully submitted,
CITY PLAN COMMISSION

Certified and signed this
27th day of October 1978.



Luben Lazoff
Secretary



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

27 October 1978

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one utility easement vacation acted upon by the City Plan Commission at their regular meeting held October 23, 1978. In addition to the reasons outlined in the resolution the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-78-09-50
2. Intended Use: Vacated Easement will be utilized by abutting property owners.
3. Plan Commission Recommendation: DO PASS

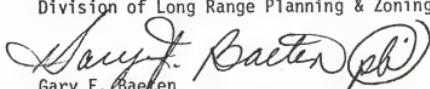
This ordinance received a DO PASS recommendation for the following reason:

- a. The petitioner will dedicate an adequate easement to relocate utilities now existing in the easement now being vacated.

If there are any questions with regard to this ordinance, please feel free to call on us.

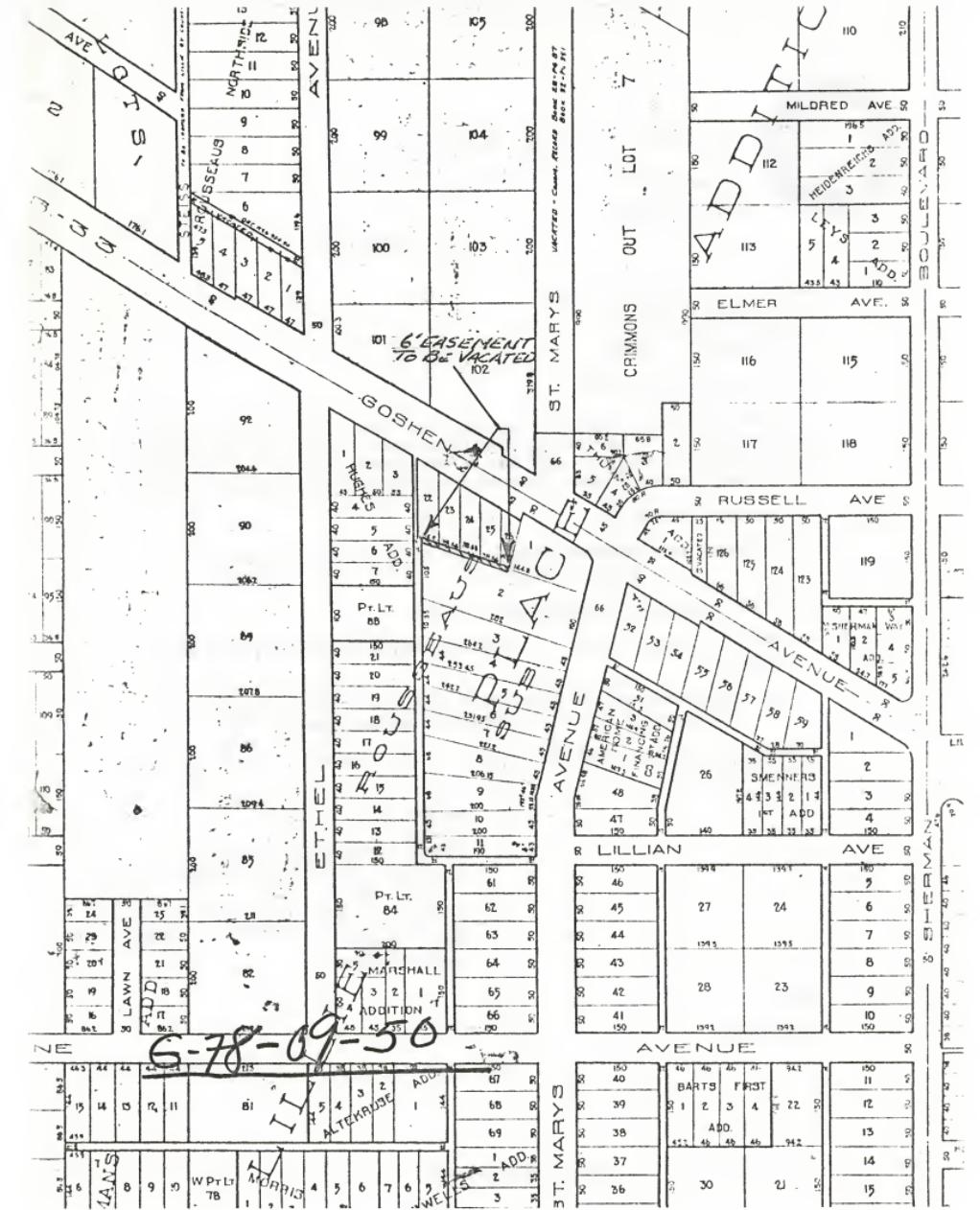
Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING
Division of Long Range Planning & Zoning


Gary F. Baeten
Senior Planner

GFB:pb

Attachments



R E S O L U T I O N

WHEREAS, MC DONALD'S RESTAURANT has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated public utility easement in Fort Wayne, Allen County, to-wit:

An easement, 6 feet in width, for pole lines, sewer and gas, over the Southerly 3 feet of Lots 22, 23, 24, 25, and 26 and over that part of the Northerly 3 feet of Lot 2 lying Westerly of the Southerly projection of the Easterly line of said Lot 26 all in Rousseau's Subdivision to the City of Fort Wayne, Indiana, according to the plat thereof recorded in Plat Book 10, page 99 in the Office of the Recorder of Allen County, Indiana

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on October 16, 1978, at 7:30 P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said utility easement.

WHEREAS, said vacation of the utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said utility easement hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED no public utility occupying and using said easement or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

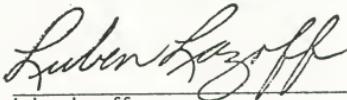
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of alleys in Allen County, Indiana.

STATE OF INDIANA } SS:
COUNTY OF ALLEN }

I, Luben Lazoff, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held October 23, 1978, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 27th DAY OF October, 1978

FORT WAYNE CITY PLAN COMMISSION



Luben Lazoff
Secretary

66-221-15

10/30/78

RESOLUTION 66-221-15

WHEREAS, MC DONALD'S RESTAURANT has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated public utility easement situated in Fort Wayne, Allen County, to-wit:

An easement, 6 feet in width, for pole lines, sewer and gas, over the Southerly 3 feet of Lots 22, 23, 24, 25, and 26 and over that part of the Northerly 3 feet of Lot 2 lying Westerly of the Southerly projection of the Easterly line of said Lot 26 all in Rousseau's Subdivision to the City of Fort Wayne, Indiana, according to the plat thereof recorded in Plat Book 10, page 99 in the Office of the Recorder of Allen County, Indiana

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 18-7-5-46; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of the utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Water Engineering, Electrical Engineering, Park Board and through the public utility companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public utility easement hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, IN.

BW IT FURTHER RESOLVED by the Board of Public Works that the vacation of said utility easement, hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public utility easement or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA } SS:
COUNTY OF ALLEN)

I, Henry P. Wehrenberg, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works following a Board of Works Meeting on October 30, 1978 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 30 DAY OF October, 1978

FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

office of the mayor

October 26, 1978

To the Common Council
Gentlemen and Mrs. Schmidt:

Today, October 26, 1978, I have approved the following ordinances passed by the Common Council at its regular meeting of October 24, 1978.

(Bill No. S-78-10-01)
SPECIAL ORDINANCE NO. S-184-78

AN ORDINANCE approving Civil City Purchase Order No. 4-03150 with Allen County Motors for a vehicle for the Street Engineering Department

(Bill No. S-78-10-02)
SPECIAL ORDINANCE NO. S-185-78

AN ORDINANCE approving bid document Ref. Nos. 845, 846, 849, 850 and 851 for purchase of various radios for the Board of Public Safety

(Bill No. S-78-10-04)
SPECIAL ORDINANCE NO. S-186-78

AN ORDINANCE approving an agreement between the City of Fort Wayne and R. L. Polk & Company, to compile an Urban Statistical Information Package

(Bill No. R-78-10-28)
RESOLUTION NO. R-48-78

A RESOLUTION authorizing payment to various agencies for repair of various vehicles

(Bill No. R-78-10-29)
(as amended)
RESOLUTION NO. R-49-78

A RESOLUTION approving Application for Program Reservation and Preliminary Loan for Low-Rent Public Housing



(Bill No. Z-78-08-09)
ZONING MAP ORDINANCE NO. Z-23-78

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S-14

(Bill No. Z-78-08-34)
ZONING MAP ORDINANCE NO. Z-24-78

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N-27

(Bill No. Z-78-09-12)
ZONING MAP ORDINANCE NO. Z-25-78

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. M-34

(Bill No. Z-78-09-13)
ZONING MAP ORDINANCE NO. Z-26-78

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-34

(Bill No. S-78-10-10)
SPECIAL ORDINANCE NO. S-187-78

AN ORDINANCE approving Change Order No. 1 in connection with Nebraska Phase III

(Bill No. S-78-10-11)
SPECIAL ORDINANCE NO. S-188-78

AN ORDINANCE approving City Utilities Purchase Order No. 0301 with Treaty Company for materials for the Water Pollution Control Engineering Dept.

(Bill No. S-78-10-12)
SPECIAL ORDINANCE NO. S-189-78

AN ORDINANCE approving an Agreement with Allen Corporation, for construction of a Sanitary Sewer

(Bill No. S-78-10-13)
SPECIAL ORDINANCE NO. S-190-78

AN ORDINANCE approving an Agreement with Clarence R. Hewes, Developer, for construction of a sanitary sewer

(Bill No. S-78-10-14)
SPECIAL ORDINANCE NO. S-191-78

AN ORDINANCE approving Water Contract No. 7815 with Wheatridge Investors, Inc.

(Bill No. S-78-10-15)

SPECIAL ORDINANCE NO. S-192-78

AN ORDINANCE approving an agreement between the City of Fort Wayne, Indiana and Ecolsciences, Inc., for Combined Sewer Overflow Program in City of Fort Wayne, Indiana

(Bill No. S-78-10-16)

SPECIAL ORDINANCE NO. S-193-78

AN ORDINANCE approving City Utilities Purchase Order No. 0238 with Preferred Products for materials for the Street Lighting Department

(Bill No. S-78-10-17)

SPECIAL ORDINANCE NO. S-194-78

AN ORDINANCE approving City Utilities Purchase Order No. 0289 with General Electric Company for materials for the Street Lighting Department

(Bill No. S-78-10-18)

SPECIAL ORDINANCE NO. S-195-78

AN ORDINANCE approving City Utilities Purchase Order No. 0290 with Preferred Products for materials for the Street Lighting Department

(Bill No. S-78-10-19)

SPECIAL ORDINANCE NO. S-196-78

AN ORDINANCE approving City Utilities Purchase Order No. 0296 with General Electric Company for materials for the Street Lighting Department

(Bill No. S-78-10-20)

SPECIAL ORDINANCE NO. S-197-78

AN ORDINANCE approving City Utilities Purchase Order No. 0299 with Preferred Products Company for materials for the Street Lighting Department

(Bill No. S-78-10-21)

SPECIAL ORDINANCE NO. S-198-78

AN ORDINANCE approving City Utilities Purchase Order No. 0300 with General Electric Company for materials for the Street Lighting Department

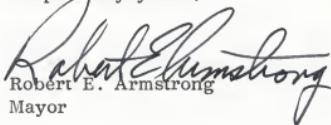
(Bill No. S-78-10-22)
SPECIAL ORDINANCE NO. S-199-78

AN ORDINANCE approving City Utilities Purchase Order No. 0322 with Westinghouse Electric Supply Co., for materials for the Street Lighting Department

(Bill No. S-78-10-23)
SPECIAL ORDINANCE NO. S-200-78

AN ORDINANCE approving City Utilities Purchase Order No. 0324 with Preferred Products Company for materials for the Street Lighting Department

Respectfully yours,


Robert E. Armstrong
Mayor



11-387-78
THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
city plan commission

DATE

MADE A MATTER OF RECORD
CHARLES W. WESTERMAN, CITY CLERK

26 October 1978

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-78-09-14

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
26th day of October 1978.

Luben Lazoff
Secretary



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
city plan commission

26 October 1978

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held October 23, 1978. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-78-09-14
2. From "R3" to "B1A"
3. Intended Use: Gift Shop
4. Plan Commission Recommendation: DO NOT PASS

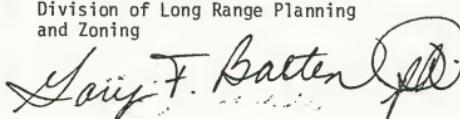
This ordinance received a DO NOT PASS recommendation for the the following reason:

- a. This request is spot zoning.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING
Division of Long Range Planning
and Zoning



Gary F. Baeten
Senior Planner

GFB:pb

Attachments

36	45	47	50	53	56	59	62	65	68	71	74	77	80	83	86	89	92	95	98	101	104	107	110	113	116	119	122	125	128	131	134	137	140	143	146	149	152	155	158	161	164	167	170	173	176	179	182	185	188	191	194	197	200	203	206	209	212	215	218	221	224	227	230	233	236	239	242	245	248	251	254	257	260	263	266	269	272	275	278	281	284	287	290	293	296	299	302	305	308	311	314	317	320	323	326	329	332	335	338	341	344	347	350	353	356	359	362	365	368	371	374	377	380	383	386	389	392	395	398	401	404	407	410	413	416	419	422	425	428	431	434	437	440	443	446	449	452	455	458	461	464	467	470	473	476	479	482	485	488	491	494	497	500	503	506	509	512	515	518	521	524	527	530	533	536	539	542	545	548	551	554	557	560	563	566	569	572	575	578	581	584	587	590	593	596	599	602	605	608	611	614	617	620	623	626	629	632	635	638	641	644	647	650	653	656	659	662	665	668	671	674	677	680	683	686	689	692	695	698	701	704	707	710	713	716	719	722	725	728	731	734	737	740	743	746	749	752	755	758	761	764	767	770	773	776	779	782	785	788	791	794	797	800	803	806	809	812	815	818	821	824	827	830	833	836	839	842	845	848	851	854	857	860	863	866	869	872	875	878	881	884	887	890	893	896	899	902	905	908	911	914	917	920	923	926	929	932	935	938	941	944	947	950	953	956	959	962	965	968	971	974	977	980	983	986	989	992	995	998	1001	1004	1007	1010	1013	1016	1019	1022	1025	1028	1031	1034	1037	1040	1043	1046	1049	1052	1055	1058	1061	1064	1067	1070	1073	1076	1079	1082	1085	1088	1091	1094	1097	1100	1103	1106	1109	1112	1115	1118	1121	1124	1127	1130	1133	1136	1139	1142	1145	1148	1151	1154	1157	1160	1163	1166	1169	1172	1175	1178	1181	1184	1187	1190	1193	1196	1199	1202	1205	1208	1211	1214	1217	1220	1223	1226	1229	1232	1235	1238	1241	1244	1247	1250	1253	1256	1259	1262	1265	1268	1271	1274	1277	1280	1283	1286	1289	1292	1295	1298	1301	1304	1307	1310	1313	1316	1319	1322	1325	1328	1331	1334	1337	1340	1343	1346	1349	1352	1355	1358	1361	1364	1367	1370	1373	1376	1379	1382	1385	1388	1391	1394	1397	1400	1403	1406	1409	1412	1415	1418	1421	1424	1427	1430	1433	1436	1439	1442	1445	1448	1451	1454	1457	1460	1463	1466	1469	1472	1475	1478	1481	1484	1487	1490	1493	1496	1499	1502	1505	1508	1511	1514	1517	1520	1523	1526	1529	1532	1535	1538	1541	1544	1547	1550	1553	1556	1559	1562	1565	1568	1571	1574	1577	1580	1583	1586	1589	1592	1595	1598	1601	1604	1607	1610	1613	1616	1619	1622	1625	1628	1631	1634	1637	1640	1643	1646	1649	1652	1655	1658	1661	1664	1667	1670	1673	1676	1679	1682	1685	1688	1691	1694	1697	1700	1703	1706	1709	1712	1715	1718	1721	1724	1727	1730	1733	1736	1739	1742	1745	1748	1751	1754	1757	1760	1763	1766	1769	1772	1775	1778	1781	1784	1787	1790	1793	1796	1799	1802	1805	1808	1811	1814	1817	1820	1823	1826	1829	1832	1835	1838	1841	1844	1847	1850	1853	1856	1859	1862	1865	1868	1871	1874	1877	1880	1883	1886	1889	1892	1895	1898	1901	1904	1907	1910	1913	1916	1919	1922	1925	1928	1931	1934	1937	1940	1943	1946	1949	1952	1955	1958	1961	1964	1967	1970	1973	1976	1979	1982	1985	1988	1991	1994	1997	2000	2003	2006	2009	2012	2015	2018	2021	2024	2027	2030	2033	2036	2039	2042	2045	2048	2051	2054	2057	2060	2063	2066	2069	2072	2075	2078	2081	2084	2087	2090	2093	2096	2099	2102	2105	2108	2111	2114	2117	2120	2123	2126	2129	2132	2135	2138	2141	2144	2147	2150	2153	2156	2159	2162	2165	2168	2171	2174	2177	2180	2183	2186	2189	2192	2195	2198	2201	2204	2207	2210	2213	2216	2219	2222	2225	2228	2231	2234	2237	2240	2243	2246	2249	2252	2255	2258	2261	2264	2267	2270	2273	2276	2279	2282	2285	2288	2291	2294	2297	2300	2303	2306	2309	2312	2315	2318	2321	2324	2327	2330	2333	2336	2339	2342	2345	2348	2351	2354	2357	2360	2363	2366	2369	2372	2375	2378	2381	2384	2387	2390	2393	2396	2399	2402	2405	2408	2411	2414	2417	2420	2423	2426	2429	2432	2435	2438	2441	2444	2447	2450	2453	2456	2459	2462	2465	2468	2471	2474	2477	2480	2483	2486	2489	2492	2495	2498	2501	2504	2507	2510	2513	2516	2519	2522	2525	2528	2531	2534	2537	2540	2543	2546	2549	2552	2555	2558	2561	2564	2567	2570	2573	2576	2579	2582	2585	2588	2591	2594	2597	2600	2603	2606	2609	2612	2615	2618	2621	2624	2627	2630	2633	2636	2639	2642	2645	2648	2651	2654	2657	2660	2663	2666	2669	2672	2675	2678	2681	2684	2687	2690	2693	2696	2699	2702	2705	2708	2711	2714	2717	2720	2723	2726	2729	2732	2735	2738	2741	2744	2747	2750	2753	2756	2759	2762	2765	2768	2771	2774	2777	2780	2783	2786	2789	2792	2795	2798	2801	2804	2807	2810	2813	2816	2819	2822	2825	2828	2831	2834	2837	2840	2843	2846	2849	2852	2855	2858	2861	2864	2867	2870	2873	2876	2879	2882	2885	2888	2891	2894	2897	2900	2903	2906	2909	2912	2915	2918	2921	2924	2927	2930	2933	2936	2939	2942	2945	2948	2951	2954	2957	2960	2963	2966	2969	2972	2975	2978	2981	2984	2987	2990	2993	2996	2999	3002	3005	3008	3011	3014	3017	3020	3023	3026	3029	3032	3035	3038	3041	3044	3047	3050	3053	3056	3059	3062	3065	3068	3071	3074	3077	3080	3083	3086	3089	3092	3095	3098	3101	3104	3107	3110	3113	3116	3119	3122	3125	3128	3131	3134	3137	3140	3143	3146	3149	3152	3155	3158	3161	3164	3167	3170	3173	3176	3179	3182	3185	3188	3191	3194	3197	3200	3203	3206	3209	3212	3215	3218	3221	3224	3227	3230	3233	3236	3239	3242	3245	3248	3251	3254	3257	3260	3263	3266	3269	3272	3275	3278	3281	3284	3287	3290	3293	3296	3299	3302	3305	3308	3311	3314	3317	3320	3323	3326	3329	3332	3335	3338	3341	3344	3347	3350	3353	3356	3359	3362	3365	3368	3371	3374	3377	3380	3383	3386	3389	3392	3395	3398	3401	3404	3407	3410	3413	3416	3419	3422	3425	3428	3431	3434	3437	3440	3443	3446	3449	3452	3455	3458	3461	3464	3467	3470	3473	3476	3479	3482	3485	3488	3491	3494	3497	3500	3503	3506	3509	3512	3515	3518	3521	3524	3527	3530	3533	3536	3539	3542	3545	3548	3551	3554	3557	3560	3563	3566	3569	3572	3575	3578	3581	3584	3587	3590	3593	3596	3599	3602	3605	3608	3611	3614	3617	3620	3623	3626	3629	3632	3635	3638	3641	3644	3647	3650	3653	3656	3659	3662	3665	3668	3671	3674	3677	3680	3683	3686	3689	3692	3695	3698	3701	3704	3707	3710	3713	3716	3719	3722	3725	3728	3731	3734	3737	3740	3743	3746	3749	3752	3755	3758	3761	3764	3767	3770	3773	3776	3779	3782	3785	3788	3791	3794	3797	3800	3803	3806	3809	3812	3815	3818	3821	3824	3827	3830	3833	3836	3839	3842	3845	3848	3851	3854	3857	3860	3863	3866	3869	3872	3875	3878	3881	3884	3887	3890	3893	3896	3899	3902	3905	3908	3911	3914	3917	3920	3923	3926	3929	3932	3935	3938	3941	3944	3947	3950	3953	3956	3959	3962	3965	3968	3971	3974	3977	3980	3983	3986	3989	3992	3995	3998	4001	4004	4007	4010	4013	4016	4019	4022	4025	4028	4031	4034	4037	4040	4043	4046	4049	4052	4055	4058	4061	4064	4067	4070	4073	4076	4079	4082	4085	4088	4091	4094	4097	4100	4103	4106	4109	4112	4115	4118	4121	4124	4127	4130	4133	4136	4139	4142	4145	4148	4151	4154	4157	4160	4163	4166	4169	4172	4175	4178	4181	4184	4187	4190	4193	4196	4199	4202	4205	4208	4211	4214	4217	4220	4223	4226	4229	4232	4235	4238	4241	4244	4247	4250	4253	4256	4259	4262	4265	4268

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on September 12, 1978, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-78-09-14; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

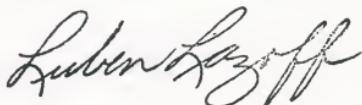
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on October 16, 1978;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held October 23, 1978.

Certified and signed this
26th day of October, 1978



Luben Lazoff
Secretary



11-14-78
THE CITY OF FORT WAYNE

DATE

MADE A MATTER OF RECORD

CHARLES W. WESTERMAN, CITY CLERK

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
city plan commission

26 October 1978

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

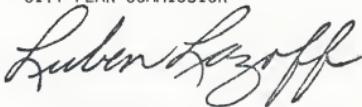
Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-78-09-11

Respectfully submitted,

CITY PLAN COMMISSION



Luben Lazoff
Secretary

Certified and signed this
26th day of October 1978.



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
city plan commission

26 October 1978

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held October 23, 1978. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-78-09-11
2. From "R1" to "R3"
3. Intended Use: Professional Offices
4. Plan Commission Recommendation: DO NOT PASS

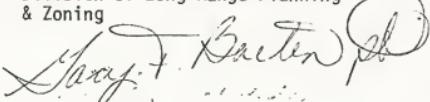
This ordinance received a DO NOT PASS recommendation for the following reason:

- a. The highest and best use of this property is still single family. There has been a large amount of single family construction in the area of this change within the last five (5) years and it is still continuing.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING
Division of Long Range Planning
& Zoning



Gary F. Baeten
Senior Planner

GFB:pb
Attachments

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on September 12, 1978, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-78-09-11; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

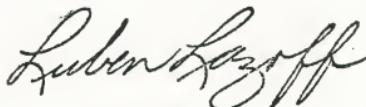
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on October 16, 1978;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

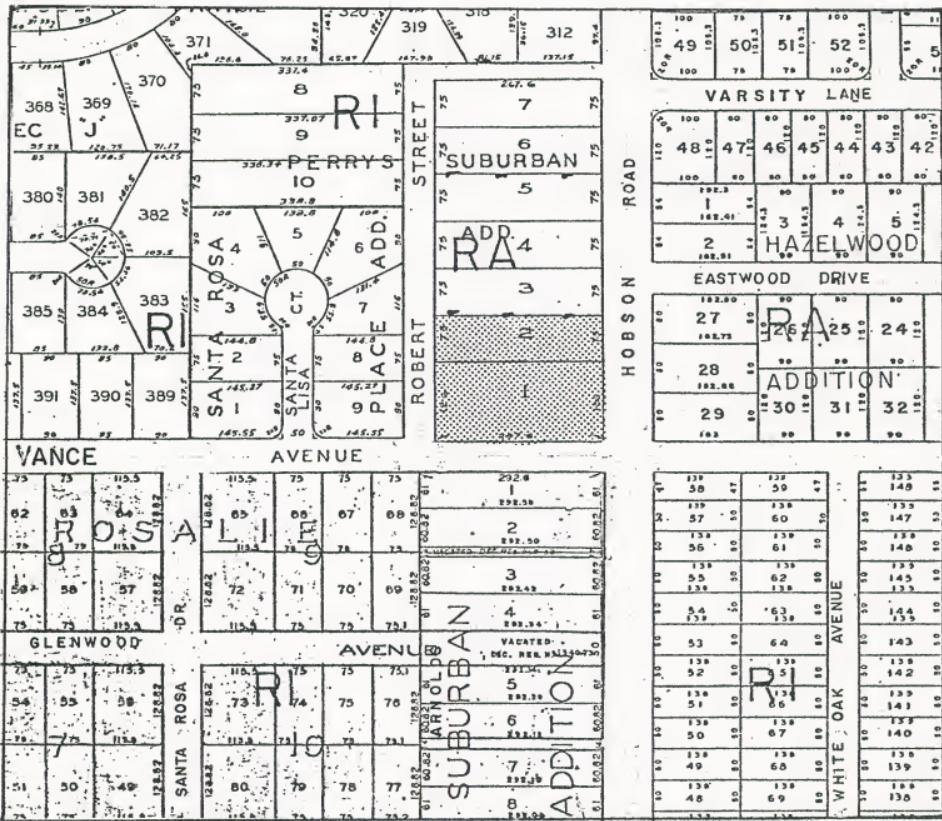
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held October 23, 1978.

Certified and signed this
26th day of October, 1978.



Luben Lazoff
Secretary



REZONE FROM RI TO R3

MAP NO. Q-22

Z-78-09-11

BY M.E.C. 8-14-78



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
city plan commission

DATE

MADE A MATTER OF RECORD
CHARLES W. WESTERMAN

CITY WORK

26 October 1978

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

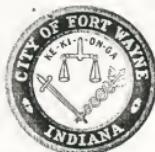
Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-78-09-10

Respectfully submitted,
CITY PLAN COMMISSION

Certified and signed this
26th day of October, 1978.

Luben Lazoff
Secretary



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

26 October 1978

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

The following is the recommendation of the City Plan Commission pertaining to one (1) zoning ordinance amendment.

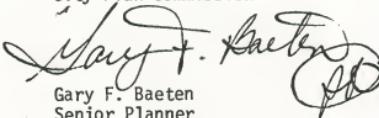
1. Bill No. Z-78-09-10
2. Plan Commission Recommendation: WITHDRAW

This ordinance was requested to be WITHDRAWN by written request of the petitioner, as attached to the ordinance.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

City Plan Commission


Gary F. Baeten
Senior Planner

GFB:pb

Attachments

October 23, 1978

Plan Commission
City of Fort Wayne
City-County Building
Fort Wayne, Indiana 46802

Dear Sirs:

We hereby request that you withdraw the petition filed by U-Haul of Northern Indiana, Inc. for the rezoning of property at Washington Boulevard and Francis Street, which petition is up for consideration by the Plan Commission at its October 23, 1978, meeting. The petitioner is withdrawing its request and petition for the change.



Robert A. Miner, President
U-Haul of Northern Indiana,
Inc.
822 - 165th Street
Hammond, Indiana 46324

RAM/jc

WAYNE.

STREET

352	353	354	355	356	357
335	334	B3	33	B3	330

42	50	54	50	53	50	53
1	2	3	4	5	6	7
3						
12	34	35	34	33	32	31
13	36	37	35	34	33	30
14	38	39	36	35	34	29
15	40	41	38	37	36	35

WASHINGTON

BOULEVARD

JEFFERSON

STREET

153	152
223	224
65	65

HANNA

	60	60	65	65	60	60
150	298	297	296	295	294	293
151						
152	304	303	302	301	300	299
153	60	60	65	65	60	60

FRANCIS	312	313	314	315	316	317

REZONE B3B TO MI

MAP NO. N6

7-78-09-10

BY M.F.C. 8-17-78



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
city plan commission

DATE *10-14-78* MADE A MATTER OF RECORD
CHARLES W. WESTERMAN, CITY CLERK

26 October 1978

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of a dedicated street.

The proposed ordinance is designated as:

BILL NO. G-78-08-12

Respectfully submitted,
CITY PLAN COMMISSION

Certified and signed this
26th day of October, 1978.

Luben Lazoff
Secretary



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
city plan commission

26 October 1978

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one street vacation acted upon by the City Plan Commission at their regular meeting held September 25, 1978. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-78-08-12
2. Intended Use: Vacated street will be utilized by the abutting property owners.
3. Plan Commission Recommendation: DO PASS with condition.

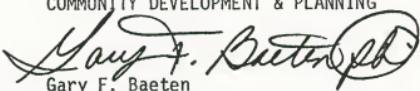
This ordinance received a DO PASS recommendation with the following condition of an "Option and Waiver of Damages Agreement".

Subject to the City of Fort Wayne determining a Wells Street improvement alignment prior to the ten (10) year stipulation in which Marion Court would not be affected this option of option and waiver of damage agreement shall become null and void.

If there are any questions with regard to this ordinance, please feel free to call on us.

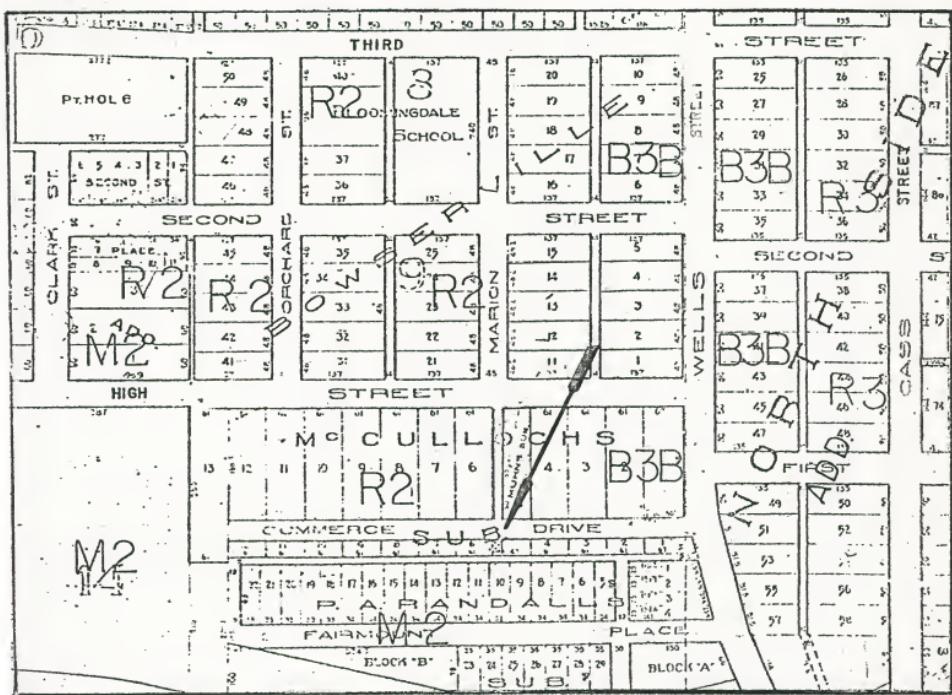
Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING


Gary F. Baeten
Senior Planner

GFB:pb

Attachments



VACATE STREET

MAP NO. L-10

6-78-08-12

OPTION AND WAIVER OF DAMAGES AGREEMENT

WHEREAS, Thomas H. Weedman and Lois H. Weedman are the owners of the South 29 feet of Lot 6 in McCulloch's Subdivision to the City of Fort Wayne and the South 29 feet of Lot 4 of Muhn's Subdivision to the City of Fort Wayne, which adjoin the South 29 feet of a 14 foot right-of-way dedicated in the Plat of Muhn's Subdivision to the City of Fort Wayne, recorded August 27, 1925, in Plat Record 11, page 78, in the office of the Allen County Recorder, which right-of-way is now known as Marion Court,

WHEREAS, said part of said right-of-way has never been used and developed as a public right-of-way and has never been cut through or confirmed as such,

WHEREAS, said part of said right-of-way has been occupied by a building and privately used by the undersigned and their predecessors in title for more than 40 years last past,

WHEREAS, the undersigned have requested the Fort Wayne City Plan Commission for authority to vacate the plat of said part of said right-of-way of record and the City of Fort Wayne Street Engineering Department has objected to said vacation on the ground that said part of said right-of-way might be needed as part of an alternate route for the proposed extension of the Wells Street Corridor in the area, which might require the condemnation of said part of said right-of-way if said right-of-way were now vacated,

WHEREAS, the undersigned have agreed that in the event of the vacation of said part of said right-of-way, they, and/or their successors in title, will agree to convey said vacated part of said right-of-way to the City of Fort Wayne for One (\$1.00) Dollar, in the event said vacated part of said right-of-way is required or used by the City of Fort Wayne for the extension of the Wells Street Corridor within a period of ten (10) years from the date hereof,

NOW, THEREFORE, in consideration of the sum of One (\$1.00) Dollar, the receipt of which is hereby acknowledged, and in further consideration of the granting of authority by the Fort Wayne City Plan Commission to the vacation of

that part of said right-of-way, which is described as follows:

The South 29 feet of a 14 foot right-of-way dedicated in the Plat of Muhn's Subdivision to the City of Fort Wayne in Plat Record 11, page 78, in the office of the Allen County Recorder, which parcel is bounded on the East by the South 29 feet of Lot 4 of said Muhn's Subdivision, and on the West by the South 29 feet of Lot 6 in McCulloch's Subdivision to the City of Fort Wayne.

the undersigned, for themselves and their successors in title, hereby grant to the City of Fort Wayne the exclusive option to purchase the above described real estate for the sum of One (\$1.00) Dollar for a period of 10 years from the date hereof, in the event the City of Fort Wayne requires the use of said described real estate for the extension of the proposed Wells Street Corridor within said period of time.

In said event, the undersigned, for themselves and for their successors in title, further waive any and all claims for damages if the above described property should be condemned for said purpose within said period of time.

Provided, however, in the event the City of Fort Wayne determines the Wells Street improvement alignment prior to said 10-year period, and determines that the above described real estate will not be needed or affected by said improvement, then this option and waiver of damage agreement shall forthwith terminate.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals this 12th day of October, 1978.

Thomas H. Weedman
(Thomas H. Weedman)

Lois H. Weedman
(Lois H. Weedman)

STATE OF INDIANA)
COUNTY OF ALLEN)

Personally appeared before me, a Notary Public in and for said county and state, this 12th day of October, 1978, Thomas H. Weedman and Lois H. Weedman, husband and wife, and acknowledged the execution of the above and foregoing instrument as their voluntary act and deed.

My Commission Expires:

May 19, 1981

Larry M. Miller
(Larry M. Miller) Notary Public
of Allen County.

This instrument prepared by: John E. Hoffman, Attorney.

66-220-14 10/30/78

R E S O L U T I O N NO. 66-220-14

WHEREAS, THOMAS AND LOIS WEEDMAN, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street situated in Fort Wayne, Allen County, to-wit:

The South 29 feet of a 14 foot right-of-way known as Marion Court, running from Commerce Drive South to the first East/West alley South of Commerce Drive

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 in Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 18-7-5-46; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Water Engineering, Electrical Engineering, Park Board and thorough the public utility companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public street, hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent of said vacation.

STATE OF INDIANA } SS:
COUNTY OF ALLEN)

I, Henry P. Wehrenberg, Chairman of the Board of Public Works, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works following a Board of Works Meeting on October 30, 1978 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 30 DAY OF October 1978

FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

R E S O L U T I O N

WHEREAS, THOMAS H. WEEDMAN and LOIS H. WEEDMAN have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street in Fort Wayne, Allen County, to-wit:

The South 29 feet of a 14 foot right-of-way known as Marion Court, running from Commerce Drive South to the first East/West alley South of Commerce Drive

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on September 18, 1978, at 7:30 P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street.

WHEREAS, said vacation of the alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said street hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets in Allen County, Indiana.

STATE OF INDIANA) } SS:
COUNTY OF ALLEN)

I, Luben Lazoff, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held September 25, 1978, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 6th DAY OF October, 1978

FORT WAYNE CITY PLAN COMMISSION



Luben Lazoff
Secretary



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
city plan commission

26 October 1978

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

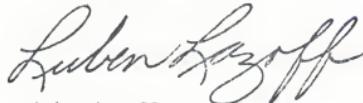
Attached hereto is the recommendation of the City Plan Commission
on one (1) ordinance concerning the vacation of a dedicated alley.

The proposed ordinance is designated as:

BILL NO. G-78-09-49

Respectfully submitted,

CITY PLAN COMMISSION



Luben Lazoff
Secretary

Certified and signed this
26th day of October, 1978.

DATE 11-14-78 MADE A MATTER OF RECORD
CHARLES W. WESTERMAN, CITY CLERK



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

26 October 1978

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one alley vacation
acted upon by the City Plan Commission at their regular meeting held
October 23, 1978. In addition to the reasons outlined in the resolution
the following are additional remarks pertaining to the ordinance involved.

1. Bill No. G-78-09-49
2. Intended Use: Vacated alley right-of-way will be utilized by the
abutting property owners.
3. Plan Commission Recommendation: DO PASS

If there are any questions with regard to this ordinance, please feel free
to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING



Gary F. Baeten
Senior Planner

GFB:pb

Attachment

1.1	8	2.2	29 172	3.3	19	4.4	20	5.5	23	6.6	24	7.7	25	8.8	26	9.9	27	10.10	28	11.11	29	12.12	30	13.13	31	14.14	32	15.15	33	16.16	34	17.17	35	18.18	36	19.19	37	20.20	38	21.21	39	22.22	40	23.23	41	24.24	42	25.25	43	26.26	44	27.27	45	28.28	46	29.29	47	30.30	48	31.31	49	32.32	50	33.33	51	34.34	52	35.35	53	36.36	54	37.37	55	38.38	56	39.39	57	40.40	58	41.41	59	42.42	60	43.43	61	44.44	62	45.45	63	46.46	64	47.47	65	48.48	66	49.49	67	50.50	68	51.51	69	52.52	70	53.53	71	54.54	72	55.55	73	56.56	74	57.57	75	58.58	76	59.59	77	60.60	78	61.61	79	62.62	80	63.63	81	64.64	82	65.65	83	66.66	84	67.67	85	68.68	86	69.69	87	70.70	88	71.71	89	72.72	90	73.73	91	74.74	92	75.75	93	76.76	94	77.77	95	78.78	96	79.79	97	80.80	98	81.81	99	82.82	100	83.83	101	84.84	102	85.85	103	86.86	104	87.87	105	88.88	106	89.89	107	90.90	108	91.91	109	92.92	110	93.93	111	94.94	112	95.95	113	96.96	114	97.97	115	98.98	116	99.99	117	100.100	118	101.101	119	102.102	120	103.103	121	104.104	122	105.105	123	106.106	124	107.107	125	108.108	126	109.109	127	110.110	128	111.111	129	112.112	130	113.113	131	114.114	132	115.115	133	116.116	134	117.117	135	118.118	136	119.119	137	120.120	138	121.121	139	122.122	140	123.123	141	124.124	142	125.125	143	126.126	144	127.127	145	128.128	146	129.129	147	130.130	148	131.131	149	132.132	150	133.133	151	134.134	152	135.135	153	136.136	154	137.137	155	138.138	156	139.139	157	140.140	158	141.141	159	142.142	160	143.143	161	144.144	162	145.145	163	146.146	164	147.147	165	148.148	166	149.149	167	150.150	168	151.151	169	152.152	170	153.153	171	154.154	172	155.155	173	156.156	174	157.157	175	158.158	176	159.159	177	160.160	178	161.161	179	162.162	180	163.163	181	164.164	182	165.165	183	166.166	184	167.167	185	168.168	186	169.169	187	170.170	188	171.171	189	172.172	190	173.173	191	174.174	192	175.175	193	176.176	194	177.177	195	178.178	196	179.179	197	180.180	198	181.181	199	182.182	200	183.183	201	184.184	202	185.185	203	186.186	204	187.187	205	188.188	206	189.189	207	190.190	208	191.191	209	192.192	210	193.193	211	194.194	212	195.195	213	196.196	214	197.197	215	198.198	216	199.199	217	200.200	218	201.201	219	202.202	220	203.203	221	204.204	222	205.205	223	206.206	224	207.207	225	208.208	226	209.209	227	210.210	228	211.211	229	212.212	230	213.213	231	214.214	232	215.215	233	216.216	234	217.217	235	218.218	236	219.219	237	220.220	238	221.221	239	222.222	240	223.223	241	224.224	242	225.225	243	226.226	244	227.227	245	228.228	246	229.229	247	230.230	248	231.231	249	232.232	250	233.233	251	234.234	252	235.235	253	236.236	254	237.237	255	238.238	256	239.239	257	240.240	258	241.241	259	242.242	260	243.243	261	244.244	262	245.245	263	246.246	264	247.247	265	248.248	266	249.249	267	250.250	268	251.251	269	252.252	270	253.253	271	254.254	272	255.255	273	256.256	274	257.257	275	258.258	276	259.259	277	260.260	278	261.261	279	262.262	280	263.263	281	264.264	282	265.265	283	266.266	284	267.267	285	268.268	286	269.269	287	270.270	288	271.271	289	272.272	290	273.273	291	274.274	292	275.275	293	276.276	294	277.277	295	278.278	296	279.279	297	280.280	298	281.281	299	282.282	300	283.283	301	284.284	302	285.285	303	286.286	304	287.287	305	288.288	306	289.289	307	290.290	308	291.291	309	292.292	310	293.293	311	294.294	312	295.295	313	296.296	314	297.297	315	298.298	316	299.299	317	300.300	318	301.301	319	302.302	320	303.303	321	304.304	322	305.305	323	306.306	324	307.307	325	308.308	326	309.309	327	310.310	328	311.311	329	312.312	330	313.313	331	314.314	332	315.315	333	316.316	334	317.317	335	318.318	336	319.319	337	320.320	338	321.321	339	322.322	340	323.323	341	324.324	342	325.325	343	326.326	344	327.327	345	328.328	346	329.329	347	330.330	348	331.331	349	332.332	350	333.333	351	334.334	352	335.335	353	336.336	354	337.337	355	338.338	356	339.339	357	340.340	358	341.341	359	342.342	360	343.343	361	344.344	362	345.345	363	346.346	364	347.347	365	348.348	366	349.349	367	350.350	368	351.351	369	352.352	370	353.353	371	354.354	372	355.355	373	356.356	374	357.357	375	358.358	376	359.359	377	360.360	378	361.361	379	362.362	380	363.363	381	364.364	382	365.365	383	366.366	384	367.367	385	368.368	386	369.369	387	370.370	388	371.371	389	372.372	390	373.373	391	374.374	392	375.375	393	376.376	394	377.377	395	378.378	396	379.379	397	380.380	398	381.381	399	382.382	400	383.383	401	384.384	402	385.385	403	386.386	404	387.387	405	388.388	406	389.389	407	390.390	408	391.391	409	392.392	410	393.393	411	394.394	412	395.395	413	396.396	414	397.397	415	398.398	416	399.399	417	400.400	418	401.401	419	402.402	420	403.403	421	404.404	422	405.405	423	406.406	424	407.407	425	408.408	426	409.409	427	410.410	428	411.411	429	412.412	430	413.413	431	414.414	432	415.415	433	416.416	434	417.417	435	418.418	436	419.419	437	420.420	438	421.421	439	422.422	440	423.423	441	424.424	442	425.425	443	426.426	444	427.427	445	428.428	446	429.429	447	430.430	448	431.431	449	432.432	450	433.433	451	434.434	452	435.435	453	436.436	454	437.437	455	438.438	456	439.439	457	440.440	458	441.441	459	442.442	460	443.443	461	444.444	462	445.445	463	446.446	464	447.447	465	448.448	466	449.449	467	450.450	468	451.451	469	452.452	470	453.453	471	454.454	472	455.455	473	456.456	474	457.457	475	458.458	476	459.459	477	460.460	478	461.461	479	462.462	480	463.463	481	464.464	482	465.465	483	466.466	484	467.467	485	468.468	486	469.469	487	470.470	488	471.471	489	472.472	490	473.473	491	474.474	492	475.475	493	476.476	494	477.477	495	478.478	496	479.479	497	480.480	498	481.481	499	482.482	500	483.483	501	484.484	502	485.485	503	486.486	504	487.487	505	488.488	506	489.489	507	490.490	508	491.491	509	492.492	510	493.493	511	494.494	512	495.495	513	496.496	514	497.497	515	498.498	516	499.499	517	500.500	518	501.501	519	502.502	520	503.503	521	504.504	522	505.505	523	506.506	524	507.507	525	508.508	526	509.509	527	510.510	528	511.511	529	512.512	530	513.513	531	514.514	532	515.515	533	516.516	534	517.517	535	518.518	536	519.519	537	520.520	538	521.521	539	522.522	540	523.523	541	524.524	542	525.525	543	526.526	544	527.527	545	528.528	546	529.529	547	530.530	548	531.531	549	532.532	550	533.533	551	534.534	552	535.535	553	536.536	554	537.537	555	538.538	556	539.539	557	540.540	558	541.541	559	542.542	560	543.543	561	544.544	562	545.545	563	546.546	564	547.547	565	548.548	566	549.549	567	550.550	568	551.551	569	552.552	570	553.553	571	554.554	572	555.555	573	556.556	574	557.557	575	558.558	576	559.559	577	560.560	578	561.561	579	562.562	580	563.563	581	564.564	582	565.565	583	566.566	584	567.567	585	568.568	586	569.569	587	570.570	588	571.571	589	572.572	590	573.573	591	574.574	592	575.575	593	576.576	594	577.577	595	578.578	596	579.579	597	580.580	598	581.581	599	582.582	600	583.583	601	584.584	602	585.585	603	586.586	604	587.587	605	588.588	606	589.589	607	590.590	608	591.591	609	592.592	610	593.593	611	594.594	612	595.595	613	596.596	614	597.597	615	598.598	616	599.599	617	600.600	618	601.601	619	602.602	620	603.603	621	604.604	622	605.605	623	606.606	624	607.607	625	608.608	626	609.609	627	610.610	628	611.611	629	612.612	630	613.613	631	614.614	632	615.615	633	616.616	634	617.617	635	618.618	636	619.619	637	620.620	638	621.621	639	622.622	640	623.623	641	624.624	642	625.625	643	626.626	644	627.627	645	628.628	646	629.629	647	630.630	648	631.631	649	632.632	650	63

RESOLUTION 66-221-16

10/30/78

WHEREAS, THE LUTHERAN HOSPITAL, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portions of public alleys situated in Fort Wayne, Allen County, to-wit:

The alley running North from the South end of Lot Number 117 of L.N. Nindes Addition, to the South end of Lot Number 46 then West to the East right-of-way line of South Wayne Avenue. Also the portion of the alley from the South right-of-way line of Home Avenue along the West side of Lot Number 41 of Nindes Addition and extending to the South end of Lot Number 41.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 18-7-5-46; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Water Engineering, Electrical Engineering, Park Board and through the public utility companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portions of public alleys hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alley, hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portions of public alleys or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
} SS:
COUNTY OF ALLEN)

I, Henry P. Wehrenberg, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works following a Board of Works Meeting on October 30, 1978 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 30 DAY OF October 1978

FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

R E S O L U T I O N

WHEREAS, THE LUTHERAN HOSPITAL, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portion of a public alley in Fort Wayne, Allen County, IN, to-wit:

The alley running North from the South end of Lot Number 117 of L.N. Nindes Addition, to the South end of Lot Number 46 then West to the East right-of-way line of South Wayne Avenue. Also the portion of the alley from the South right-of-way line of Home Avenue along the West side of Lot Number 41 of Nindes Addition and extending to the South end of Lot Number 41

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held October 16, 1978, at 7:30 P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said portions of alley.

WHEREAS, said vacation of the alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said portion of alleys hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility sahll file a written consent to said vacation.

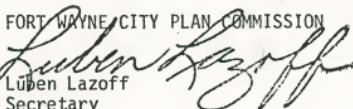
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of alleys in Allen County, Indiana.

STATE OF INDIANA)
} SS:
COUNTY OF ALLEN)

I, LUBEN LAZOFF, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held October 23, 1978, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 26th DAY OF October 1978

FORT WAYNE CITY PLAN COMMISSION


Luben Lazoff
Secretary

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 14th day of November, 1978 that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 16th day of December, 1978.



Charles W. Westerman
City Clerk